

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

FAIRFIELD SENTRY LIMITED, *et al.*,

Debtors in Foreign Proceedings.

FAIRFIELD SENTRY LIMITED (IN LIQUIDATION),
et al.,

Plaintiffs,

-against-

THEODOOR GGC AMSTERDAM, *et al.*,

Defendants.

This notice applies to the Adversary Proceedings listed in Appendix 1.

**NOTICE OF FILING OF EXHIBITS TO SUPPLEMENTAL MEMORANDUM OF
LUXEMBOURG DEFENDANTS IN SUPPORT OF DEFENDANTS' RENEWED
MOTION TO DISMISS**

PLEASE TAKE NOTICE that on March 16, 2020, Defendants filed the *Consolidated Memorandum of Law in Support of Defendants’ Renewed Motion to Dismiss Pursuant to 11 U.S.C. §§ 561(d) and 546(e) and Insufficient Service of Process on Defendants in Foreign Hague Service Convention Signatory States* (the “Consolidated Memorandum”) [Dkt. No. 2903 in Adv. Pro. No. 10-3496].¹

PLEASE TAKE FURTHER NOTICE that on March 23, 2020, certain Defendants (the

¹ Capitalized terms not defined have the same meanings as in the Consolidated Memorandum.

“Luxembourg Defendants”) filed the Supplemental Memorandum of Luxembourg Defendants in Support of Defendants’ Renewed Motion to Dismiss (the “Supplemental Memorandum”).

PLEASE TAKE FURTHER NOTICE that Appendix 1 includes a list of certain Luxembourg Defendants submitting extracts from various Luxembourgish and French business registries, as detailed in the Supplemental Memorandum.

PLEASE TAKE FURTHER NOTICE that Appendix 2 includes a list of counsel for the Luxembourg Defendants submitting extracts from various Luxembourgish and French business registries, as detailed in the Supplemental Memorandum.

PLEASE TAKE FURTHER NOTICE that attached hereto as Exhibit A Parts 1–17, for the Court’s convenience, are true and correct copies of excerpts from the Commission de Surveillance du Secteur Financier (CSSF) for certain Luxembourg Defendants, as detailed in the Supplemental Memorandum:

<u>Ex. A Part</u>	<u>Luxembourg Defendant</u>	<u>Adv. Pro. No.</u>
[1]	Banco Itaú Europa Luxembourg SA	10-03634; 10-03755
[2]	Banque de Luxembourg	10-03616
[3]	Banque Degroof Petercam Luxembourg S.A.	12-01147
[4]	Banque et Caisse D'Epargne de L'Etat Luxembourg	11-01598
[5]	Banque Generale du Luxembourg (n/k/a BGL BNP Paribas S.A.)	11-01242
[6]	Banque Havilland S.A.	12-01187
[7]	Banque Internationale à Luxembourg SA f/k/a Dexia Banque Internationale à Luxembourg SA	10-03635; 10-03636; 10-04090
[8]	BGL BNP Paribas S.A. (f/k/a/ Fortis Banque Luxembourg)	11-01242
[9]	BNP Paribas Luxembourg (a/k/a BGL BNP Paribas S.A.)	10-03626

[10]	Caceis Bank Luxembourg	10-03624; 10-03635; 10-03636
[11]	Credit Suisse (Luxembourg) SA	10-04088
[12]	Edmond de Rothschild (Europe) f/k/a Banque Privée Edmond de Rothschild (Europe)	10-03505
[13]	ING Luxembourg	11-01565
[14]	Intesa Sanpaolo Bank Luxembourg S.A.	11-01615
[15]	Natixis Wealth Management Luxembourg f/k/a Natixis Private Banking International S.A.	10-03864
[16]	RBC Investor Services Bank S.A. (f/k/a RBC Dexia Investor Services Bank S.A.)	10-03635; 10-03636
[17]	Société Générale Luxembourg f/k/a Société Générale Bank and Trust	10-03635; 10-03636; 11-01584

PLEASE TAKE FURTHER NOTICE that attached hereto as Exhibit B Parts 1–6, for the Court’s convenience, are true and correct copies of excerpts from the Registre de Commerce et des Sociétés Luxembourg (RCS) for certain Luxembourg Defendants, as detailed in the Supplemental Memorandum, where Subpart (a) of the Exhibit, where applicable, is a true and correct copy of the extract and Subpart (b) of the Exhibit, where applicable, is a true and correct copy of an English translation and certification of Part a of the Exhibit:

<u>Ex. B Part</u>	<u>Luxembourg Defendant</u>	<u>Adv. Pro. No.</u>
[1]	Banque de Luxembourg	10-03616
[2]	Banque Generale du Luxembourg (n/k/a BGL BNP Paribas S.A.)	11-01242
[3]	BGL BNP Paribas S.A. (f/k/a/ Fortis Banque Luxembourg)	11-01242
[4]	BNP Securities Services Luxembourg S.A.	10-03627
[5]	Credit Suisse (Luxembourg) SA	10-04088
[6]	HSH Nordbank Securities S.A. n/k/a HCOB Securities S.A.	12-01555

PLEASE TAKE FURTHER NOTICE that attached hereto as Exhibit C Parts 1–2, for the Court’s convenience, are true and correct copies of excerpts from the Registre des agents financiers (REGAFI) for certain Luxembourg Defendants, as detailed in the Supplemental Memorandum:

<u>Ex. C Part</u>	<u>Luxembourg Defendant</u>	<u>Adv. Pro. No.</u>
[1]	Credit Suisse (Luxembourg) SA	10-04088
[2]	Natixis Wealth Management Luxembourg f/k/a Natixis Private Banking International S.A.	10-03864

Dated: March 23, 2020
New York, New York

Respectfully submitted,

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APPENDIX 1²

This supplemental memorandum applies to the following adversary proceedings:

	Adv. Pro. No.	Case Name	Defendant Name
1.	Adv. Pro. 10-03505	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Edmond de Rothschild (Europe), et al.</i>	Edmond de Rothschild (Europe) f/k/a Banque Privée Edmond de Rothschild (Europe)
2.	Adv. Pro. 10-03616	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Banque de Luxembourg, et al.</i>	Banque de Luxembourg
3.	Adv. Pro. 10-03624	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Caceis Bank Luxembourg, et al.</i>	Caceis Bank Luxembourg
4.	Adv. Pro. 10-03626	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. BNP Paribas Luxembourg (a/k/a BGL BNP Paribas S.A.), et al.</i>	BNP Paribas Luxembourg (a/k/a BGL BNP Paribas S.A.)
5.	Adv. Pro. 10-03627	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. BNP Securities Services Luxembourg S.A., et al.</i>	BNP Securities Services Luxembourg S.A.
6.	Adv. Pro. 10-03634	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Zurich Capital Markets Company, et al.</i>	Banco Itaú Europa Luxembourg SA
7.	Adv. Pro. 10-03635	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	Caceis Bank Luxembourg
8.	Adv. Pro. 10-03635	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	Banque Internationale à Luxembourg SA f/k/a Dexia Banque Internationale à Luxembourg SA

² The names of defendants included in this Appendix reflect parties named as defendants by the Liquidators in the relevant Complaints (or to the extent there has been an update to the docket in a particular Action changing the name of a defendant, the updated defendant name) (the “As-Named Defendants”). The inclusion of the As-Named Defendants in this Appendix or any other Appendix is not and shall not be construed as an acknowledgement that any such As-Named Defendants are cognizable legal entities or as a waiver of any substantive or procedural rights and remedies by any such As-Named Defendants, all of which are hereby expressly reserved.

	Adv. Pro. No.	Case Name	Defendant Name
9.	Adv. Pro. 10-03635	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	RBC Investor Services Bank S.A. (f/k/a RBC Dexia Investor Services Bank S.A.)
10.	Adv. Pro. 10-03635	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	Société Générale Luxembourg f/k/a Société Générale Bank and Trust
11.	Adv. Pro. 10-03636	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	Caceis Bank Luxembourg
12.	Adv. Pro. 10-03636	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	Banque Internationale à Luxembourg SA f/k/a Dexia Banque Internationale à Luxembourg SA
13.	Adv. Pro. 10-03636	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	RBC Investor Services Bank S.A. (f/k/a RBC Dexia Investor Services Bank S.A.)
14.	Adv. Pro. 10-03636	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. ABN AMRO Schweiz AG, et al.</i>	Société Générale Luxembourg f/k/a Société Générale Bank and Trust
15.	Adv. Pro. 10-03755	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Banco Itaú Europa Luxembourg SA, et al.</i>	Banco Itaú Europa Luxembourg SA
16.	Adv. Pro. 10-03864	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Natixis Private Banking International SA - Client Account, et al.</i>	Natixis Wealth Management Luxembourg f/k/a Natixis Private Banking International S.A.
17.	Adv. Pro. 10-04088	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Credit Suisse (Luxembourg) SA, et al.</i>	Credit Suisse (Luxembourg) SA
18.	Adv. Pro. 10-04090	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Dexia BIL for Customer Account, et al.</i>	Banque Internationale à Luxembourg SA f/k/a Dexia Banque Internationale à Luxembourg SA

	Adv. Pro. No.	Case Name	Defendant Name
19.	Adv. Pro. 11-01242	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. BGL BNP Paribas S.A., et al..</i>	BGL BNP Paribas S.A. (f/k/a/ Fortis Banque Luxembourg)
20.	Adv. Pro. 11-01242	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. BGL BNP Paribas S.A., et al..</i>	Banque Generale du Luxembourg (n/k/a BGL BNP Paribas S.A.)
21.	Adv. Pro. 11-01565	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. FS/ING Lux, et al.</i>	ING Luxembourg
22.	Adv. Pro. 11-01584	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Societe Generale Bank & Trust (Luxembourg), et al.</i>	Société Générale Luxembourg f/k/a Société Générale Bank and Trust
23.	Adv. Pro. 11-01598	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Banque et Caisse D'epargne de L'Etat Lux, et al.</i>	Banque et Caisse D'Epargne de L'Etat Luxembourg
24.	Adv. Pro. 11-01615	<i>Fairfield Sigma Ltd. v. Societe Europeenne de Banque S.A.</i>	Intesa Sanpaolo Bank Luxembourg SA (formerly known as Societe Europeenne de Banque S.A.)
25.	Adv. Pro. 12-01147	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Banque Degroof Petercam Luxembourg, S.A., et al.</i>	Banque Degroof Petercam Luxembourg S.A.
26.	Adv. Pro. 12-01187	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. Banque Havilland S.A., et al., f/k/a/ Banco Popolare di Verona e Novara Luxembourg S.A.</i>	Banque Havilland S.A.
27.	Adv. Pro. 12-01555	<i>Fairfield Sentry Ltd. (In Liquidation), et al. v. HSH Nordbank Securities S.A., et al.</i>	HSH Nordbank Securities S.A. n/k/a HCOB Securities S.A.

APPENDIX 2

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